176-28-07

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**Group Art Unit: 3626** 

Serial No.: 09/774,791

Re Application of: Neuman et al.

Examiner: Najarian, Lena

Filed: February 1, 2001

Attorney Docket No.: 02-40065-US

SYSTEM AND METHOD FOR CREATING PRESCRIPTIONS

## NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

JUN 2 6 2007

## **NOTICE OF APPEAL**

Applicant hereby respectfully appeals to the Board from the decision of the Examiner, mailed January 26, 2007, finally rejecting Claims 1-9, 13-22, 24-31, 33, 34, 36, 38-40, and 42-91 of the above-referenced application.

Pursuant to 37 C.F.R. § 41.20, the fee for filing the Notice of Appeal of Five Hundred Dollars (\$500) is enclosed. The Commissioner is hereby authorized to charge any deficiency or credit any overpayment to Deposit Account No. 18-0586.

> Respectfully submitted REED SMITH LLP

06/28/2007 HDESTA1 00000018 09774791

01 FC:1401

500.00 OP

and H. Pierce

Registration No. 45,730

Jeanine A. Graham

Registration No. 57,603

2500 One Liberty Place

1650 Market Street

Philadelphia, PA 19103

Telephone: (215) 851-8100

Attorney(s) for Applicant

**EXPRESS MAIL CERTIFICATE (37 CFR 1.10)** 

Express Mail Label No. EV 699 483 033 US

Date of Deposit June 26, 2007

I hereby certify that this paper, and the papers and/or fees referred to herein as transmitted, submitted or enclosed, are being deposited with the U.S. Postal Service "Express Mail Post Office to Addressee" service under 37 CFR § 1.10 on the date indicated above and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

leaning GRAHAM

Kanene Spel